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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
ARNAUD DUFOURNIER	:	Examiner: Jermaine L. Jenkins
Application No.: 09/754,981	;	TC/Art Unit: 2855
Filed: January 5, 2001	: ) :	Confirmation No. 5441
For: METHOD AND SYSTEM OF DETECTION OF A RUN-FLAT CONDITION OF A TIRE; INSERTS, WHEELS AND TIRES DESIGNED	· ) : )	
FOR SUCH METHOD AND SYSTEM	)	July 12, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# REQUEST FOR ACKNOWLEDGMENT OF CONSIDERATION OF INFORMATION DISCLOSURE STATEMENTS

Sir:

A Notice of Allowance issued in the above-identified application on June 30, 2004. Prior to payment of the issue fee, Applicant respectfully requests acknowledgment of consideration of the information listed on the PTO-1449 forms attached to the Information Disclosure Statements (IDSs) submitted on April 9, 2001 and January 10, 2002. Copies of the returned receipt postcards, indicating that the IDSs were received in the U.S. Patent and Trademark Office on those dates, are attached. For the Examiner's convenience, also attached are copies of the IDSs and copies of the PTO-1449 forms submitted with the IDSs.

It is respectfully requested that the information listed on the PTO-1449 forms be considered by the Examiner, and that copies of the PTO-1449 forms be returned, with the Examiner's initials, indicating that the initialed information has been considered and made of record in the present application.

Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,

Attorney for Applicant
Carl B. Wischhusen

Registration No.: 43,279

FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza
New York, New York 10112-3801

Facsimile: (212) 218-2200

NY\_MAIN 439541v1



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In re:	Dufournier et al.		09/754,981
mrc.	(Applicant)		(Serial No.) (070337.0225)
In re:	*IDS (Title of Paper)	April 9, 2001 (Dated)	A33854 PCT-USA-A (File No.)
the rec	The stamp of the Pa	atent Office Mail entified papers or	Room hereon acknowledges the date indicated by such

\*w/PTO-1449 and cited references

stamp.

# TIMELY RESPONSE

CERTIFICATE OF MAILING FOR AMENDMENT/REQUEST FOR EXTENSION OF TIME APPENDED TO THE END OF DOCUMENT FILED, EXECUTED BY ATTORNEY WITH STATES FIRST CLASS MAILING DATE OF SUCH BEING PRIOR TO THE EXPIRATION OF THE ALLOWED PERIOD



#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicant** 

DUFOURNIER et al.

Serial No.

09/754,981

Group Art Unit:

1733

Filed

January 5, 2001

For

METHOD AND SYSTEM OF DETECTION OF A RUN-FLAT CONDITION OF A TIRE; INSERTS, WHEELS AND TIRES DESIGNED FOR SUCH

METHOD AND SYSTEM

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231

April 9, 2001

Date of Deposit

Frederick C. Carver

<u>17,021</u>

Attorney Name

PTO Reg. No.

Ledento, Ca

Signature

April 9, 2001 Date of Signature

#### INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

Sir:

We enclose herewith for consideration by the Examiner one copy of the prior art documents listed in the attached Form PTO-1449. The prior art documents were cited in the International Search Report, a copy of which is enclosed.

U.S. Patent 6,039,099 is an English version of the European document 08 44111, and U.S. Patent 6,094,978, is an English version of WO 94/03338. English translations of the Japanese patents are not readily available, however English language Abstracts are attached thereto.

The Commissioner is hereby authorized to charge the payment of any additional fees required in connection with this communication to our Deposit Account No. 02-4377.

Respectfully submitted,

Frederick C. Carver

Patent Office Reg. No. 17,021

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Attorney for Applicant (212 ) 408-2528

**Enclosures** 

Form PTO-1449 U.S. Department of Commerce (REV. 2-82) Patent and Trademark Office	Atty. Docket No. 070337.0225 (A33854 PCT USA-A)	Serial No. 09/754,981
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary Company)	Applicant Dufournier et al. Filing Date January 5, 2001	Group 1733
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## **U.S. PATENT DOCUMENTS**

Exam.					Doo	umen	t No.			Date	Name	Class	Subclass	Filing Date if Appro.
		/	6	0	3	9	0.	9	9	03/21/00	Muhlhoff	152	158	
÷		/	6	0	9 -	4	9	7	8	08/01/00	Battocchio et al.	73	146.2	
7	<u></u>		5	7	8	3	9	9	1	07/21/98	Jones	340	444	
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,		-	4	2	6	2	7	2	4	04/21/81	Sarkissian	152	330	
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### FOREIGN PATENT DOCUMENTS

				Docun	nent No	).			Date	Country	Class	Subclass	<u>Translator</u> Yes No	
		0	8	4	4	1	1	1	05/27/98	Europe				
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۱	Examiner	Date Considered	
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<sup>\*</sup> Examiner: Initial citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449 U.S. Department of Commerce (REV. 2-82) Patent and Trademark Office	Atty. Docket No. 070337.0225 (A33854 PCT USA-A)	Serial No. 09/754,981
INFORMATION DISCLOSURE STATEMENT BY APPLICANT PERO	Applicant Dufournier et al.	
(Use several sheets if negestary)	Filing Date January 5, 2001	Group 1733
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OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)

English language Abstract for JP 54 083 201 (7/3/79).

English language Abstract for JP 05 065 004 (3/19/93).

English language Abstract for JP 10 151 920 (6/9/98).

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<sup>\*</sup> Examiner: Initial citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



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In Re: Dufournier et al. 09/754,981
(Applicant) (Serial-No.)

In Re: IDS January 10, 2002 A33854-PCTUSA-A

070337.0225

(Title of Paper) (Date)

(File No.)

The stamp of the Patent Office Mail Room hereon acknowledges the receipt of the above-identified papers on the date indicated by such stamp.

Information Disclosure Statement - 3 pages (original + 2 copies); PTO Form 1449 - 1 page; and 8 references

JAN 1 5 2002

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# IN THE UNITED STATES PATERING TRADEMARK OFFICE

**Applicant** 

Dufournier et al.

Serial. No

09/754,981

Examiner: Not Yet Assigned

Filed

January 5, 2001

Group Art Unit: 1733

For

METHOD AND SYSTEM OF DETECTION OF A RUN-FLAT

CONDITION OF A TIRE; INSERTS, WHEELS AND TIRES

DESIGNED FOR SUCH METHOD AND SYSTEM

# INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

#### Certificate of Mailing

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington D.C. 20231

January 10, 2002

Date of Deposit

Kimberly J. McGraw

Attorrey Name

P-50,994

Registration No.

January 10, 2002

Date of Signature

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449 and respectfully request that the listed documents be considered by the Examiner and made of record in the above-captioned application.

This Information Disclosure Statement is being filed, applicants believe, before the mailing date of a first Office Action on the merits for the above-reference application.

Therefore, applicants do not believe that any fee is due in connection with the submission of this paper.

Copies of the listed documents are attached. Applicants note that U.S. Patent Application Serial No. 09/418,283 was also previously cited by the applicants on the IDS submitted May 9, 2001. Applicants further note that a continuation of application Serial No. 09/418,283 was filed on December 18, 2001.

U.S. Patent 5,749,982 is the U.S. patent corresponding to FR 2 713 558; U.S. Patent 5,891,279 is the U.S. patent corresponding to EP 796 747; and U.S. Patent 6,094,978 is the U.S. patent corresponding to WO 94/03338.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determines that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Applicants do not believe that any fee is due connection with the filing of this Statement. However, if any fee is due, the Commissioner is authorized to charge any such fee to our Deposit Account No. 02-4377. Duplicate copies of this sheet are enclosed.

Respectfully submitted, BAKER BOTTS L.L.P.

By:

John D. Myrnane

Patent Office Reg. No. 29,836

Kimberly J. McGraw

Patent Office Reg. No. P-50,994

30 Rockefeller Plaza

44th Floor

New York, NY 10012-4498

Attorneys for Applicants 212-408-2502

**Enclosures** 

Form PTO-1449 U.S. Department of Commerce (REV. 2-82) Patent and Trademark Office  INFORMATION DISCLOSURE STATEMENT										Atty. Docket No. A33854-PCT-USA-A - 09/754,981 070337.0225					
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<sup>\*</sup> Examiner: Initial citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not conformance and not considered. Include copy of this form with next communication to applicant.